

United States District Court  
Western District of Wisconsin

2012 MAR 20 AM 9:07

PETER J. HARRIS  
CLERK U.S. DIST. COURT  
WD OF WI

Jimmie L Joshua  
(Full name of plaintiff[s])

#465771  
(Prisoner I.D. Number)

Case No. **12 C 0186 BBC**  
(Provided by clerk of court)

Plaintiff(s),

v.

Michael Meisner Janel Nickels

Don Morgan Sgt Morris CAP Keller Co. Caudillo Co. Hagg  
(Full name of defendant[s])

Defendant(s).

**COMPLAINT UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. § 1983**

**I. PLACE OF PRESENT CONFINEMENT (Provide full address)**

A. Is there a grievance procedure in your prison/jail? YES ☒ NO ☐

B. Have you filed a grievance concerning the facts relating to this complaint?  
YES ☒ NO ☐

C. If you have used the grievance process:

1. Describe what you did and the result, if any.

I have file my Administrative Process by exhausting my available Administrative remedies stating my claim.

2. Is the grievance process completed? yes

D. If you did not use the grievance process, explain why not.



**II. PARTIES**

- A. Your name (Plaintiff) Jimmie L. Joshua
- B. Prisoner I.D. Number #465711
- C. Your address Columbia Corr. Inst / P.O. Box 900 / Portage WI 53901

(For additional plaintiffs provide the same information in the same format on a separate page.)

- D. DEFENDANT (name) Michael Mersner

is employed as Warden

at Columbia Corr. Inst

- E. Additional DEFENDANTS (names and positions):

Janet Nickels Don Morgan Sgt. Morris Capt. Keller  
 (Security director) (unit manager of DS2) Investigator / Investigator → \$  
Co. Caudillio Co. Hagg (adjustment committee)  
 (officer)

**III. PREVIOUS LAWSUITS**

- A. Have you begun other lawsuits in state or federal court relating to the same facts involved in this action? YES ☐ NO ☒
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES ☐ NO ☒
- C. If your answer is YES to either of the above questions, provide the following requested information.

1. Parties to the previous lawsuit

Plaintiff(s): \_\_\_\_\_

Defendant(s): \_\_\_\_\_



2. Date filed \_\_\_\_\_
3. Court where case filed (if federal court, name district; if state court, name the county) \_\_\_\_\_
4. Case number and citation \_\_\_\_\_
5. Basic claim made \_\_\_\_\_
6. Current status (for example: Was the case dismissed? Was it appealed? Is it still pending?) \_\_\_\_\_
7. If resolved, date of disposition \_\_\_\_\_
8. If resolved, state whether for \_\_\_\_\_  
(Plaintiff or Defendant)

(For additional cases, provide the above information in the same format on a separate page.)

#### IV. STATEMENT OF CLAIM

- A. State as briefly as possible the facts of your case. Describe how each named defendant is involved. Include the names of other persons involved, dates, and places. Describe specifically the injuries incurred. Do not give legal arguments or cite cases or statutes. You may do that in Item "B" below. If you allege related claims, number and set forth each claim in a separate paragraph. Use as much space as you need to state the facts. Attach extra sheets, if necessary. Unrelated separate claims should be raised in a separate civil action.

Jimmie Joshua is a mildly retarded Prisoner and since May to July 16, 2011 had been complaining to CCI officials that he was being threaten by other Prisoner that other Prisoners were taking his canteen and Personal Property as well as Verbal abuse, and because Inmate Joshua was Unalbe, or too afraid to name his tormentors CCI officials failed to action his many complaints which lead to the Incident on July 16, 2011 in DS2 seg" When one of his exploiters



## STATEMENT OF CLAIM continued

beat him for talking to staff which were CAPT. Keller & Sgt Morris on DS2 on date 7/14/2011 before Mr. Joshua was attacked by his cellmate which happen 2 days after both CAPT. Keller & Sgt Morris interview Mr. Joshua about his money and how much are on his account and sending, & major concerns that inmates know about this information and Exorted threaten Joshua before. This attack did cause Joshua Physical and emotional harm on the day of 7/16/2011. This attack could have been averted, if the doc Employees which are Michael Meisner, Warder, Janet Michel, Security director, Captain Morgan Unit manager for DS2, Captain Keller, & Sgt Morris the investigation department, Captain Keller / also Adjustment committee officer Co. Cardillo, Coflag wouldnt ignored his repeated requests for help this attack would of never happen. But instead of offering help they are

Trying to cover it up by writing a ticket stating the attack on Joshua is Stage. These Doc Employees fail to protect a mentally ill inmate by not keeping or placing him in a cell.

State briefly your legal theory or cite appropriate authority.

The Doc / CCI Employees was and is in violation of my constitutional right under state and federal law. This notice includes those officials known and unknown who violated his rights violations: 8<sup>th</sup> amendment cruel and unusual Punishment under US Const. and article 1, Section 6 under Wisconsin Const. and 14<sup>th</sup> amendment equal Protection of the laws under US Const. and Procedural due Process. Know Violators See Cited names above.



V. **RELIEF YOU REQUEST**

State briefly and exactly what you want the court to do for you. Make no legal arguments. Do not use this space to state the facts of your claim. Use it only to request remedies for the injuries you complain about.

INDUCTION

1. To be Placed in a state mental Institution where are other mentally ill Prisoners are housed for mental illness to serve their time. [REDACTED] a cell that's single. 2. that each of the named respondents, Pay the claimant in the amount of \$250,000 Per to State law for said Violation of Constitution rights. 3. Grant the claimant a Jury trial. 4. But, in the Interest of Justice and to save tax Payer dollars, the claimant will accept a reasonable offer from the Attorney General Office for an out of court Settlement.

I declare under penalty of perjury that the foregoing is true and correct.

Complaint signed this 16 day of MARCH, 2012.

Signature of Plaintiff(s)

*Jimmy J. [Signature]*

(If there are multiple plaintiffs, each must sign the complaint)

Prisoner I.D. Number(s) #465771